

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
BRYSON CITY DIVISION  
2:09cv3**

**SUNTRUST MORTGAGE, INC.,** )  
**a Virginia corporation,** )

**Plaintiff,** )

**Vs.** )

**ORDER**

**DONALD D. BUSBY; LORI A.** )  
**NASSIDA; KELLY M. BAKER;** )  
**MICHAEL T. BAKER; ROBERT** )  
**JOHN CUPELLI; LEIGH K.** )  
**CUPELLI; DEANNA DAVIS; DEAN** )  
**R. CUMMINGS; JEFFREY A.** )  
**SYKES; GUY BARHOMA; ROBERT** )  
**G. RONK; GREGORY M. SCHUETZ;** )  
**KENNARD M. DAVIS; and PAUL J.** )  
**MULA,** )

**Defendants.** )

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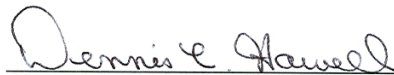
**THIS MATTER** is before the court on defendants' Motion for Leave to File an Amended Consolidated Answer (#124) and Motion to Compel Discovery From Plaintiff (#112). Such motions ripened on June 24, 2010, with plaintiffs' filing of their replies. Preliminary review of such motions reveals that the issues are complex and that a hearing will aid the decision-making process. Further, the court will require respective counsel to meet in advance of the hearing (which means before the date of

the hearing) in an attempt to resolve such issues amicably. Having considered defendants' motion and reviewed the pleadings, the court enters the following Order.

**ORDER**

**IT IS, THEREFORE, ORDERED** that defendants' Motion for Leave to File an Amended Consolidated Answer (#124) and Motion to Compel Discovery From Plaintiff (#112) are **CALENDARED** for hearing July 7, 2010, at 2 p.m. in Courtroom #2 in Asheville.

Signed: June 25, 2010

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Dennis L. Howell  
United States Magistrate Judge

